

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING - May 12, 1971

Appeal No. 10767 Edward H. Fawsett, appellant.

THE ZONING ADMINISTRATOR OF THE DISTRICT OF COLUMBIA, appellee.

On motion duly made, seconded and unanimously carried, the following Order of the Board was entered at the meeting of May 18, 1971.

EFFECTIVE DATE OF ORDER - June 23, 1971

ORDERED:

That the appeal for variance from the provisions of Section 7201.3 to permit waiver of ten (10) parking spaces for women's apparel store at 1357-59 Wisconsin Avenue, NW., Lot 813, Square 1243, be conditionally granted.

FINDINGS OF FACT:

1. The subject property is located in a C-2-A District.
2. The property is improved with a one (1) story brick structure which was used as a grocery store.
3. The appellant proposes to waive ten (10) parking spaces for a proposed women's apparel shop to be located on the subject property.
4. The appellant submitted three (3) proposed parking schemes to the Board for its consideration (See Exhibit No. 2A)
5. Opposition to the granting of this appeal was registered at the public hearing.

OPINION:

We are of the opinion that appellant has proven a hardship within the meaning of the variance clause of the Zoning Regulations and that a denial of the requested relief will result in peculiar and exceptional practical difficulties or undue hardship upon the owner.

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OPINION Cont'd:

Further we hold that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose and integrity of the zone plan as embodied in the Zoning Regulations and Map.

This Order shall be subject to the following condition:

Appellant shall comply with Scheme No. 3 as submitted to the Board, BZA Exhibit No. 2A.

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED:

By: \_\_\_\_\_  
GEORGE GROGAN  
Secretary of the Board

THAT THE ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE DIRECTOR OF INSPECTIONS WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.

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